

Our Reference: GDK-100-B

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Derek Gauger  
 Serial Number: 10/039,999  
 Filing Date: October 24, 2001  
 Examiner/Art Group Unit: Unknown/2176  
 Title: NETWORK BASED, INTERACTIVE  
 PROJECT MANAGEMENT APPARATUS  
 AND METHOD

RESPONSE TO NOTICE TO FILE MISSING PARTS - FILING DATE  
 GRANTED AND REQUEST FOR CORRECTED FILING RECEIPT

Assistant Commissioner of Patents  
 Washington, D.C. 20231

Sir:

In response to the notice dated May 6, 2002, Applicant hereby submits the following documents:

1. A signed Declaration.
2. A Substitute Specification in compliance with 37 CFR §1.52.
3. Substitute Drawings in compliance with 37 CFR. 1.84.
4. A Petition for entry of Figs. 28, 29, 30, and 32 as part of the original application and a retention of the original filing date.
5. A Request for approval of proposed drawing corrections.
6. Applicant's checks in the amount of \$65.00 for late submission of the Declaration; and in the amount of \$130.00 for the Petition fee for entry of the purportedly missing drawings.

Correction of the Filing Receipt is also requested.

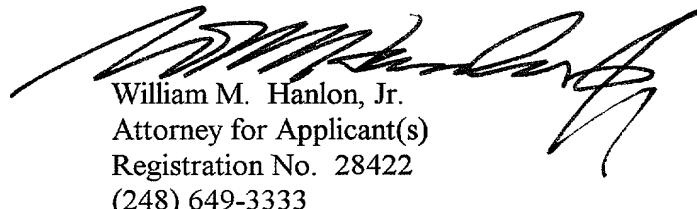
As noted in the enclosed Filing Receipt, correction to the Non-Publication Request is requested. A copy of Applicant's attorneys application transmittal letter which accompanied the original filing of this application supports Applicant's request that the application not be published. Correction is respectfully requested.

Upon acceptance and entry of the enclosures, it is respectfully submitted that all of the requirements set forth in the Notice have been met.

Acceptance of the Substitute Drawings including Figs. 28, 29, 30, and 32 is respectfully requested.

Respectfully submitted,

YOUNG, BASILE, HANLON, MacFARLANE, WOOD  
& HELMHOLDT, P.C.



William M. Hanlon, Jr.  
Attorney for Applicant(s)  
Registration No. 28422  
(248) 649-3333

3001 West Big Beaver Rd., Suite 624  
Troy, Michigan 48084-3107

Dated: June 12, 2002  
WMH/jao



# UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/039,999	10/24/2001	Derek K. Gauger	GDK-100-B

O I P E 16

YOUNG & BASILE, P.C.  
 Suite 624  
 3001 West Big Beaver Road  
 Troy, MI 48084-3107

## CONFIRMATION NO. 9338 FORMALITIES LETTER



\*OC000000008032029\*

Date Mailed: 05/06/2002

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

### FILED UNDER 37 CFR 1.53(b)

#### *Filing Date Granted*

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*
- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - Drawings must be reasonably free from erasures and must be free from alterations, overwritings, interlineations, folds, and copy marks.

65.00 <sup>00</sup>  
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The following item(s) appear to have been **omitted** from the application:

- Figure(s) **28,29,30,32** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

#### **Items Required To Avoid Processing Delays:**

The item(s) indicated below are also required and should be submitted with any reply to this notice to avoid further processing delays.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

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*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

T.D

MP  
\$

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AND METHOD

CERTIFICATE OF MAILING AND TRANSMITTAL LETTER

**Box Missing Parts**

Assistant Commissioner of Patents  
Washington, D.C. 20231

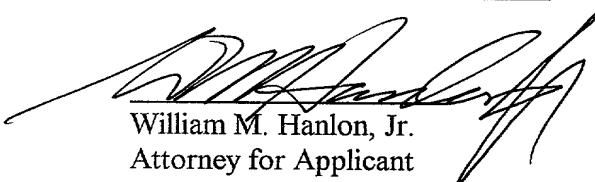
Sir:

Transmitted with this document are a Postcard; Response to Notice to File Missing Parts; Copy of the Notice; Executed Inventor Declaration; Copy of hand corrected Filing Receipt; Substitute Specification; Proposed Drawing Corrections; 2 Sheets of Red-Lined Drawings; Submission of Substitute Drawings; 22 Sheets of Drawings; Petition for Acceptance of Drawing Figures; Copy of return postcard; Declaration in Support of Petition; a check in the amount of \$65.00 to cover the late declaration surcharge; and a check in the amount of \$130.00 to cover the Petition fee in the above-identified application.

Two checks in the amount of \$65.00 and \$130.00 are attached.

Please charge any deficiency or credit any excess in the enclosed fees to Deposit Account Number 25-0115.

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231, on June 12, 2002.



William M. Hanlon, Jr.  
Attorney for Applicant  
Registration No. 28422  
(248) 649-3333

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SUBMISSION OF SUBSTITUTE DRAWING

Assistant Commissioner of Patents  
Washington, D.C. 20231

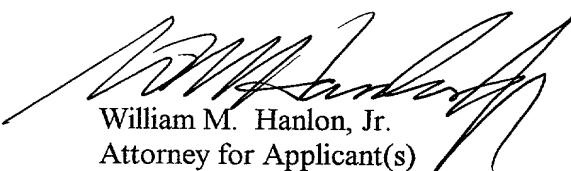
Sir:

Applicant hereby submits twenty-two (22) sheets of substitute drawing containing Figures 1-40.

The substitute drawings are identical to the originally filed informal drawings except that the proposed drawing corrections submitted herewith to the second Figure 12 and to Figure 13 renumber said Figures to Figures 13 and 14. Figures 28, 29, 30 and 32, which are covered by the concurrently filed Petition for Acceptance of these drawing figures, are being resubmitted.

Respectfully submitted,

YOUNG, BASILE, HANLON, MacFARLANE, WOOD  
& HELMHOLDT, P.C.



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